IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MINNESOTA

DUWAYNE ALLEN BOHNER,)
Plaintiff,)
V.) CASE NO: 10 CV 4621 DWF/L
LHR, INC. and BANK OF AMERICA)
Defendants.)

DEFENDANT BANK OF AMERICA'S NOTICE OF MOTION TO DISMISS

PLEASE TAKE NOTICE that a hearing on Defendant Bank of America's Motion to Dismiss has been scheduled for July 22, 2011 at 9:30 a.m. before Magistrate Judge Leo I. Brisbois in Courtroom 2, United States District Courthouse, 118 South Mill Street, Fergus Falls, MN 56537.

Dated: May 3, 2011 FISH & RICHARDSON P.C.

By: s/Ann N. Cathcart Chaplin
One of Its Attorneys

Ann N. Cathcart Chaplin (#284865) 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 Telephone: 612-337-5070 Fax: 612-288-9696

Of Counsel:

Gary S. Caplan (#6198263) REED SMITH LLP 10 South Wacker Drive Chicago, IL 60606-7507 Telephone: 312-207-1000

Fax: 312-207-6400

Attorneys for Bank of America